STATE LANDS ACT

CHAPTER 57:01

Act
32 of 1918
Amended by

4 of 1921	18 of 1994
22 of 1926	†15 of 2000
13 of 1938	74 of 2000
8 of 1950	10 of 2003
45 of 1979	†11 of 2003
46 of 1979	†9 of 2005
47 of 1980	†25 of 2005
*24 of 1981	25 of 2006
†20 of 1986	4 of 2014

**See* Note on Amendment at page 2
†*See* Notes at pages 2 and 3

Current Authorised Pages

Pages (inclusive)	*Authorised by L.R.O.*
1–8	..
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UNOFFICIAL VERSION *L.R.O.*

UPDATED TO 31ST DECEMBER 2016

Index of Subsidiary Legislation

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State Lands (Fees) Regulations [Act No. 6 of 1993 (s. 20)]… … … 24

Note on Subsidiary Legislation

A. 1. The State Lands (Search and Fees) Regulations (R.G. 17.5.34—1950 Ed. Vol. IX p. 236) have been omitted.

2. The Lands Regulations (R.G. 10.1.18—1950 Ed. Vol. IX p. 766) and State Lands Forest Ordinance Rules (R.G. 14/1/37—1950 Ed. Vol. IX p. 851) that are deemed to be made under section 4(4) of this Act have been omitted.

3. The Crown Land Forest Produce (Burnt Mora) Rules (GN 120/1955) have been omitted.

B. *See* also the Current Edition of the Consolidated Index of Acts and Subsidiary Legislation *re* the State Lands Act.

Note on Amendment

Section 10 of this Act has been amended by Act No. 24 of 1981. However, Act No. 24 of 1981 had not, up to the date of the revision of this Act, been brought into operation.

Note on Act No. 47 of 1980

The amendment made to section 6 of the State Lands Ordinance by Act No. 47 of 1980 (Schedule C) was retrospective and has already been incorporated in the Act of this Chapter. A marginal amendment reference to "47 of 1980" should be inserted accordingly.

Note on Act No. 20 of 1986

See section 25 of Act No. 20 of 1986 which has impliedly amended this Act.

Note on Act No. 15 of 2000

See Schedule to Act No. 15 of 2000 which has impliedly amended this Act.

Note on Act No. 11 of 2003

Section 4 of Act No. 11 of 2003 provides as follows:

" Validation of certain leases registered under the Act.

4. (1) A lease of State Lands that was registered under the Act after the 27th day of October, 2000 but before the commencement of the State Lands (Amendment) Act, 2003—

(a) is valid and lawful to the extent that it would have been valid and lawful had the State Lands (Amendment) Act, 2000, not been enacted; and

74 of 2000.

(b) shall continue to be treated with, in accordance with the Act,

and such treatment shall be valid and lawful to the extent that it would have been had the State Lands (Amendment) Act, 2000, not been enacted.

(2) Any act, omission, right, privilege, title, interest, duty, liability or proceeding arising out of a lease of State Lands that was registered under the Act after the 27th day of October, 2000 but before the commencement of the State Lands (Amendment) Act, 2003, is valid and lawful to the extent that it would have been valid and lawful had the State Lands (Amendment) Act, 2000, not been enacted. ".

Note on Transfer of Functions

A. LN 89/1980 in Chapter 3:01 (Subsidiary Legislation page 45) transfers to the Director of Surveys all the functions vested by any written law in the Commissioner of State Lands that were exercisable by the Sub-Intendant of State Lands immediately before 31st December, 1979.

B. LN 122/2004 transferred all the functions vested in the Director of Surveys by virtue of LN 89/1980 to the Commissioner of State Lands.

Note on Adaptation

Under paragraph 6 of the Second Schedule to the Law Revision Act (Ch. 3:03) the Commission amended certain references to public officers in this Chapter. The Minister's approval of the amendments was signified by LN 52/1980, but no marginal reference is made to this Notice where any such amendment is made in the text.

Note on Act No. 9 of 2005

See Act No. 9 of 2005 for validation of functions exercised by the Director of Surveys under LN 122/2004.

Note on Act No. 25 of 2005

See section 10 of Act No. 25 of 2005 which amends this Act by implication.

CHAPTER 57:01

STATE LANDS ACT

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CHAPTER 57:01

STATE LANDS ACT

1950 Ed.
Ch. 27. No. 5.
32 of 1918.

An Act relating to State Lands.

Commencement. [18TH DECEMBER 1918]

Short title. **1.** This Act may be cited as the State Lands Act.

Interpretation. **2.** In this Act—

"animal" includes any horse, mule, ass, ox, or other beast;

"authorised officer", in relation to any of the purposes of this Act, means a public officer designated in writing for the purpose by the Minister;

"boat" includes any flat, lighter, canoe, craft, or other vessel;

"Commissioner" means the Commissioner of State Lands appointed under section 5;

"Deputy Commissioner" means a Deputy Commissioner of State Lands appointed under section 8;

"material" includes asphalt, earth, sand, gravel, stone, shingle, soil, or shells;

"vehicle" includes any cart, carriage, whether hung on springs or not, or any wheelbarrow, truck, hand cart, or other vehicle on wheels, whether drawn or propelled by any animal or not.

Foreshore. **3.** (1) The dominion of the seashore lying between high water mark and low water mark belongs to and is vested in the State.

(2) It shall be lawful for the President, in the name and on behalf of the State, to grant to such persons such part of the seashore lying between high water mark and low water mark on such considerations as to the President may seem fit, and also to grant if he shall see fit licences to reclaim land from the sea.

(3) The dominion in all lands so reclaimed shall belong to and be vested in the State or in the grantee or grantees of the State.

Powers of President over State Lands. [45 of 1979].

4. (1) All rights of ownership vested in the State in respect of State Lands may be exercised by the President on behalf of the State.

(2) The President may by Order empower the Commissioner of State Lands or any Deputy Commissioner of State Lands to exercise any of the rights exercisable by him under subsection (1).

(3) Subject to this Act, the President may make Regulations with respect to the administration, management and protection of State Lands and the preservation of order on State Lands to which the public are for the time being allowed access, and with respect to the manner in which the Commissioner of State Lands shall exercise his functions.

(4) *(a)* The Regulations specified in paragraph *(b)* made by the Governor of Trinidad and Tobago as Intendant of Crown Lands and all proclamations and orders made under them shall have effect as if they were made by the President under this section.

(b) The Regulations referred to in paragraph *(a)* are as follows:

(i) the Land Regulations published in the *Gazette* of 10th January 1918, as amended from time to time; 1950 Ed. Vol. IX p. 766.

(ii) the Crown Lands Forest Produce Rules published in the *Gazette* of 14th January 1937, as amended from time to time. 1950 Ed. Vol. IX p. 851.

State Lands Commissioner. [45 of 1979].

5. There shall be in the public service a Commissioner of State Lands who shall have the functions vested in him by this or any other Act or by any Order made under section 4(2) and who shall perform his functions in accordance with this Act, any Regulations made under section 4(3) and any directions addressed to him by the President.

Duties and powers of Commissioner. [45 of 1979 47 of 1980 25 of 2006].

6. (1) The Commissioner shall have the management of all lands of the State, and shall be charged with the prevention of squatting and encroachment upon the same and of spoil and

injury to the woods and forests on such lands, and shall superintend the settlement and allotment of State Lands and the laying out of village lots in such districts as the President from time to time directs.

Care, letting, and rents of lands.

(2) The Commissioner shall also take possession of, and shall be charged with the care and letting and the collection of the rents of, all lands which may belong or escheat to, or which by virtue of any Act may be forfeited to and become vested in, the State.

(3) The Commissioner may, by Notification and in a manner provided below, prohibit the use of any road or portion thereof by vehicles of any class except under permit to be issued on his behalf by an authorised officer in the case of State Lands not included in a Forest Reserve and by the Conservator of Forests in the case of State Lands included in a Forest Reserve; and every such permit shall be subject to such conditions, including limitation of the maximum gross weight of the vehicle, as the Commissioner may impose, and different conditions may be imposed in respect of different classes of vehicles or of different roads.

(4) Every permit issued under subsection (3) shall be in such form and for such period as the Commissioner shall determine.

(5) The Commissioner may cancel any permit if a breach of any of the conditions thereof has been committed.

(6) If any vehicle in respect of which no valid permit under subsection (3) subsists is used on any road, the person in charge thereof is liable to a fine of two thousand five hundred dollars.

(7) In addition to publication in the *Gazette* any Notification required by subsection (3) shall be affixed in a conspicuous place at each end of the road or portion of road to which it relates so as to be easily read by persons using such road.

(8) In this section—

"road" means a State trace and includes a road through State Lands, other than a highway within the meaning of the

Highways Act, or those roads built and maintained by persons or companies under lease or licence from the State; Ch. 48:01.

"vehicle" includes carriages, wagons, vans, carts, sledges or any contrivance used for dragging forest produce, tractors, bulldozers and all mechanically propelled vehicles.

Deeds and instruments which may be executed by the Commissioner.

7. (1) Subject to subsection (2), the following Deeds and instruments dealing with or affecting State Lands or any interest therein made in the name of the President may be signed and delivered by the Commissioner on behalf of and as the act and deed of the President, namely:

(a) mining and other leases and licences;

(b) surrenders of leases and licences;

(c) grants of rights and liberties over the foreshore or lands under territorial waters, or for reclaiming of lands from the sea;

(d) any instrument dealing with or affecting any other right or interest in State Lands.

(2) This section shall not apply to State grants or to any other Deed or instrument to which the Public Seal of Trinidad and Tobago is required to be affixed.

Deputy Commissioner. [45 of 1979 47 of 1980].

8. There shall be in the public service one or more Deputy Commissioners of State Lands.

Regulations as to documents, etc., in keeping of Commissioner.

9. The President may make Regulations as to the search for, inspection, copying, or tracing of any document, plan, or diagram in the keeping of the Commissioner, and as to the fees to be paid in respect of the matters mentioned above.

GRANTS AND LEASES

Registration of State grants and leases. [74 of 2000 10 of 2003 *11 of 2003]. Ch. 56:02.

10. (1) Every grant of State Lands shall be issued under the Public Seal of Trinidad and Tobago, and shall be registered by the Registrar General under the provisions of the Real Property Act, on being tendered to him for that purpose.

*See Note on section 4 of Act No. 11 of 2003 on page 2.

*(2) Every lease of State Lands under the Public Seal of Trinidad and Tobago shall be registered by the Registrar General in the same manner as a Deed, on being tendered to him for that purpose.

SURVEYS

Power to enter land adjoining State Land.

11. It shall be lawful for the Chief Technical Officer (Works), the Director of Surveys, the Commissioner, the Conservator of Forests, or any person authorised in writing by any one of these officers, at any time between the hours of six o'clock in the morning and six o'clock in the evening, with all proper assistants upon giving at least seventy-two hours' previous notice in writing of his intention to do so, to enter upon, and view any land adjoining any lands of the State for the purpose of ascertaining whether lands of the State have been encroached upon.

Owner or occupier to answer questions as to boundaries.

12. (1) Every owner or occupier of land adjoining any State Lands shall be bound, whenever required by any person authorised as provided in section 11, to answer according to the best of his knowledge, information and belief all questions of such person relating to the boundaries of such adjoining land.

(2) Any owner or occupier acting in contravention of this section shall be liable to a fine of four hundred dollars.

Power to enter private land.

13. (1) It shall be lawful for the Director of Surveys or any licensed surveyor authorised in writing by the Chief Technical Officer (Works) or the Director of Surveys whenever it may be necessary for any public purpose to ascertain or define the boundaries of any private land, to enter upon such land, with all proper assistants, at any time between the hours of six o'clock in the morning and six o'clock in the evening upon giving at least seventy-two hours' previous notice in writing of his intention to do so, and to survey such land and to call upon the owner or occupier thereof to show his boundaries.

**See* Note on section 4 of Act No. 11 of 2003 on page 2.

(2) Any owner or occupier wilfully neglecting or refusing to show such boundaries to any such person as mentioned above is liable to a fine of four hundred dollars.

Penalty for assault or obstruction.

14. Any person who—

(a) assaults, hinders or obstructs any person or any of his assistants mentioned in any of sections 11, 12 or 13; or

(b) prevents or attempts to prevent any such person or any of his assistants from entering or re-entering upon any such land as is mentioned in such sections,

is liable to a fine of one thousand dollars or to imprisonment for three months.

Damaging instruments.

15. (1) Any person wilfully damaging any instrument intended to be used in the survey of any lands duly authorised under this Act is liable to a fine of two thousand dollars or to imprisonment for six months.

(2) The Court shall also assess and order the offender to pay the amount of the damage done.

Compensation for damage.

16. The owner of any lands entered upon under this Act shall be entitled to receive compensation for all damages sustained by reason of the exercise as regards such lands of the powers granted under this Act.

LANDMARKS

Adjoining owner to maintain landmarks.

17. Every owner of land adjoining any State Lands shall be bound to maintain undefaced and in their proper positions and clear of vegetation so as to be visible at all times all landmarks indicating the boundary between his land and any lands of the State.

Penalty for failure to maintain landmarks.

18. Any owner of land adjoining State Lands who fails to maintain any landmarks indicating the boundary between his land and any lands of the State in the manner required by section 17 is liable to a fine of four hundred dollars.

Removing or damaging landmarks.

19. Any person who knowingly and wilfully removes or damages any landmark placed upon or for the purpose of defining the boundaries of any State Lands, or who knowingly and wilfully defaces any such landmark or obliterates any mark, sign, numeral, or inscription thereon, is liable to a fine of two thousand dollars or to imprisonment for six months.

SQUATTING ON STATE LANDS

Summons and order for removal of squatter.
Form 1.
Form 3.

20. (1) Any Magistrate, on information that any person is in possession, without any probable claim or pretence of title, of any State Lands, may issue a summons calling on the person to appear and answer to the information, and if the person, after being duly summoned, does not appear or appearing fails to satisfy the Magistrate that he has or had, or those under whom he claims, have or had, some probable claim or pretence of title to the lands, the Magistrate shall make an order for putting the person in possession of the lands out of possession, and the delivering of the possession to the Commissioner.

Form 5.

(2) Unless, on the hearing of the information, the person against whom the information is preferred proves to the satisfaction of the Magistrate that he holds the possession of the lands by inheritance, devise, or purchase from some other person, the Magistrate shall make a further order that the person so informed against be imprisoned for such term, not exceeding six months, as the Magistrate sees fit, such term to be computed from the day on which the person is delivered into the custody of the Keeper of the gaol or place of imprisonment to which he is committed.

Where purchase money unpaid or in arrear.

21. (1) Where it is made to appear to any Magistrate, on information, that any person is in possession of any State Lands for a grant whereof a petition has been filed, but that no part of the purchase money of such lands has been paid, or that some part of the purchase money is in arrear and unpaid, the Magistrate may issue a summons calling on the person in possession of the lands to appear and answer to the information.

Form 2.

Form 4.

(2) If the person, after being duly summoned, does not appear, or appearing fails to satisfy the Magistrate that the whole of the purchase money has been paid, the Magistrate shall make an order for putting the person in possession of the lands out of possession and delivering possession to the Commissioner. Form 6.

(3) Where in any case the person in possession of the lands offers to pay the purchase money of the lands, the Magistrate, with the consent of the Commissioner or the authorised officer by whom the information is preferred, and on the purchase money and the costs of the grant of the lands, with such sum as the Magistrate may allow for the costs of the information, being paid to the Commissioner or to the authorised officer, may make order that no further proceeding be had on the information, and the Magistrate shall in such case report to the President the fact of such purchase money having been paid, and a grant of the lands shall thereupon issue to the person paying the purchase money.

Evidence.

22. On the hearing of any information under either section 20 or 21 or a copy of any petition to the President and of any proceedings on such petition, certified under the hand of the Commissioner, shall be admissible in evidence of the fact of the petition having been filed and of the proceedings had thereon without any further proof.

Where squatter likely to abscond.

23. Where it appears to any Magistrate, on information on oath, that any person is in possession without any probable claim or pretence of title of any land which may belong to or be vested in the State, and that there is reasonable cause to believe that such person will abscond, the Magistrate may, if he thinks fit, at once issue a warrant for the apprehension of the person so in possession, and thereupon the proceedings shall be had and such consequences shall ensue as in the case of a warrant issued under section 45 of the Summary Courts Act. Ch. 4:20.

Refund of purchase money and payment of compensation.

24. Any Magistrate may, if he sees fit, on making an order under this Act for putting any person out of possession of any

lands, make a further order that any sum of money which the Magistrate may find to have been paid to the State in part payment of the purchase money of the lands, and also such further sum of money as the Magistrate may see fit to allow as the value of any building or growing crops or cultivation on the lands, be allowed to the person, and such sums shall be paid to the person by the Commissioner, on possession of the lands being given to the Commissioner.

REMOVAL OF MATERIAL FROM STATE LANDS

Digging or removing material without licence. [25 of 2006 4 of 2014].

25. Any person who digs or wins or removes, or is in any way concerned in the digging, winning, or removing of, material on or from any State Lands in Trinidad and Tobago without a licence in the prescribed form is liable—

(a) where the material dug, won, or removed is asphalt, on first conviction to a fine of three hundred thousand dollars and imprisonment for a term of three years, and on subsequent conviction to a fine of five hundred thousand dollars and imprisonment for a term of five years;

(b) where material other than asphalt is dug, won, or removed, on first conviction to a fine of one hundred and twenty thousand dollars and imprisonment for a term of one year, and on subsequent conviction to a fine of three hundred thousand dollars and imprisonment for a term of three years.

Arrest without warrant.

26. (1) The Commissioner, a Deputy Commissioner or any constable may without warrant—

(a) seize and detain any material which there shall be reasonable cause to suspect to have been dug, won, or removed from any State Lands without the prescribed licence;

(b) seize and detain any vehicle, animal, or boat having, drawing, or carrying any such material;

(c) arrest and detain any person who may be reasonably suspected of having been employed or engaged in digging, winning, or removing such material.

(2) It shall be lawful to make the seizures, detentions, and arrests mentioned in this section whether the material, vehicle, animal, or boat, or the person suspected of being employed or engaged in the digging, winning or removing, is found within or without the limits of any State Land.

Punishment for unlawful removal.

27. Unless the person—

(a) from whom any material has been seized and detained; or

(b) whose vehicle, animal, or boat having, drawing, carrying, or removing any material has been seized and detained, or the owner thereof; or

(c) who has been arrested as a person suspected of having been engaged or concerned in the digging, winning, or removing of material from State Lands without the prescribed licence,

proves to the satisfaction of a Magistrate—

(d) that the material so seized and detained was not dug, won, or removed from State Lands without a licence in the prescribed form; or

(e) that any material for the having, carrying, or removing of which such vehicle, animal or boat has been seized and detained was not dug, won, or removed from State Lands without a licence in the prescribed form; or

(f) that he was not in truth and in fact engaged or concerned in the digging or removing of material from State Lands, or that he had a licence in the prescribed form,

the proof of all which shall be on the person charged, such Magistrate shall declare—

(g) all such material, vehicles, animals, or boats forfeited to the State, and shall order the same to

be sold by the Commissioner; and the proceeds arising from such sale shall be paid into public funds for the use of the State; and

(h) that the person so arrested on suspicion as having been concerned in the digging, winning, or removing of material is guilty of an offence against this Act,

and the person shall be punished accordingly as provided by section 25.

Form of licence.

28. All licences authorising the digging, winning, or removing of material from State Lands shall be in such form and issued by such persons as the President may from time to time prescribe.

No digging of material pending appeal. [25 of 2006].

29. When any order is made against any person by any Magistrate under the provisions of this Act relating to material, or when any person is convicted by any such Magistrate under section 25 of digging or winning material or for being in any way concerned in the digging or winning or removing material from State Lands without a licence, then in any or either of such cases it shall not be lawful for any such person against whom any such order has been made, or who has been convicted as mentioned above, or his agents or servants, or for any other person or persons claiming the lands by, through, or under them, at any time after the date of the order or conviction and before the Court of Appeal, in the case of an appeal against the order or conviction, has pronounced final judgment in favour of the appellant, to dig or win or be in any way concerned in the digging or winning or removing of material on or from any of such lands.

Penalty. [25 of 2006].

30. Any person contravening the provisions of section 29 may be arrested without warrant by the Commissioner, a Deputy Commissioner or any Constable, and is liable to a fine of two hundred and fifty thousand dollars and imprisonment for a term of two years.

Recognisance. [18 of 1994 25 of 2006]. Ch. 4:60.

31. A person arrested under section 26 may, subject to the provisions of the Bail Act, be granted bail on his entering into his

own recognisance with one surety in the sum of twenty thousand dollars before a Magistrate, conditioned for his appearance at the time and place appointed for the hearing of the charge, and further conditioned that neither he, his agents or servants, nor any person claiming through, by or under him, shall dig or win material or be in anywise concerned in the digging or winning or removing of material on or from any such land as mentioned above—

(a) at any time after the date of such recognisance and before the actual hearing and determination of the case by a Magistrate,

and, in case of an order or conviction against him and appeal by him to the Court of Appeal against such order or conviction,

(b) until the Court of Appeal shall have pronounced a final judgment thereon in his favour.

Forfeiture of recognisance. [18 of 1994].

32. Where the accused person does not appear before the Magistrate at the time and place mentioned in such recognisance, or commits any breach of any or either of the conditions contained in the recognisance, then any Magistrate may without any notice, by order in writing to be endorsed thereon, declare the recognisance to be forfeited, and issue his warrant for the recovery of the amount mentioned in such warrant against the party accused making default and his surety.

GENERAL

Question of title.

33. It shall be lawful for any Magistrate to hear and determine any case wherein any person may be charged with an offence under this Act, notwithstanding that any question arises or is set up in such case as to the title to any lands alleged to be State Lands or any interest therein or accruing therefrom.

Recovery of penalties.

Ch. 4:20.

34. (1) All offences under this Act may be prosecuted, and all penalties and forfeitures under this Act may be recovered, in the manner provided by the Summary Courts Act.

Informations.

(2) Every information under sections 20, 21 and 23 may be preferred by the Commissioner or by an authorised officer, and it shall not be necessary in any such information to charge, or

on the hearing thereof to prove, when the possession of the land mentioned in such information by the person informed against, or those under whom he may claim title, commenced.

Summonses.

(3) Every summons to issue upon any such information shall specify a time and place at which the person informed against is to appear, and every such summons shall be served at least eight days before the day appointed for such appearance, by delivering the same to the person summoned in person or by leaving the same at his usual place of abode, or if such abode is not known then by affixing the same to some building upon, or in some open and conspicuous part of, the lands mentioned in the information.

Forms.
Schedule.

(4) Informations, summonses, and orders under sections 20 and 21 may be in the forms set out in the Schedule.

SCHEDULE

FORM 1

INFORMATION UNDER SECTION 20

REPUBLIC OF TRINIDAD AND TOBAGO

Ward of .....

Be it remembered that on this ..... day of ....., in the year two thousand and ....., comes before me the undersigned ..... *C.D.* (Commissioner or ..... an authorised officer under the State Lands Act, *as the case may be),* and informs me that one *R.J.* of *K.* is without any probable claim or pretence of title in possession of certain lands belonging to the State, situated in ....., and comprising [*describe situation and extent of the lands*].

(Signed)

..... *C.D.*

Taken before me this ..... day of ....., 20.... ,

.....
Magistrate

FORM 2

INFORMATION UNDER SECTION 21

REPUBLIC OF TRINIDAD AND TOBAGO

Ward of .....

Be it remembered that on the ..... day of ....., in the year two thousand and ....., comes before me the undersigned ..... *C.D.* (Commissioner or ..... an authorised officer under the State Lands Act,) and informs me that one *I.J.* is in possession of certain lands belonging to the State situated in the Ward of ....., and comprising [*describe situation and extent of the lands*] and that a petition for a grant of the said lands was made by the said *I.J.* [*or* by one ....., *as the case may be*], but that no part of the purchase money of the said lands has been paid [*or* that the sum of ..... has been paid in part of the purchase money of the said lands, but the sum of ..... is in arrear and unpaid].

(Signed)

.....C.D.

Taken before me this ..... day of ..... 20.... .

.....
Magistrate

FORM 3

SUMMONS UNDER SECTION 20

REPUBLIC OF TRINIDAD AND TOBAGO

To R.J. of .....

Whereas information has been preferred before me the undersigned ..... by *C.D.,* that you are without any probable claim or pretence of title in possession of certain lands belonging to the State [*describe the situation and extent of the lands according to the information*]. Now I, ... do hereby summon you to attend before me at ..... at the hour of ..... in the ..... noon of the ..... day of ....., 20....., then and there to answer touching the matters of the said information; and in default of your so appearing, or if you shall fail to show to my satisfaction that you have some probable claim or pretence of title to such lands, then I shall forthwith make order for the putting you out of the possession of the said lands, and also shall, unless you shall show to my satisfaction that you hold such lands by inheritance, devise, or purchase from some other person, make order for your imprisonment.

Given under my hand at ..... this ..... day of ....., 20...

.....
Magistrate

FORM 4

SUMMONS UNDER SECTION 21

REPUBLIC OF TRINIDAD AND TOBAGO

To I.J. of .....

Whereas information has been preferred before me by *C.D.,* that you the said *I.J.* are in possession of certain lands belonging to the State, situated in the Ward of ..... [*describe situation and extent of the lands according to the information*], and that a petition for a grant of the said lands was made by you [*or* by one ....., *or as the case may be*],* but that no part of the purchase money of the said lands has been paid [*or proceed from the asterisk as follows:* that the sum of ..... has been paid in part of the purchase money of the said lands, but that the sum of ..... being the other part of the said purchase money is in arrear and unpaid].

Now I ..... do hereby summon you to appear before me at ..... at the hour of ..... in the ..... noon of the ..... day of ....., 20....., then and there to answer touching the matter of the said information, and in default of your so appearing, or if you shall fail to show to my satisfaction that the said sum is not due, then I ..... in default of your making immediate payment to me of the said sum of ..... shall forthwith make order for the putting you out of the possession of the said lands.

Given under my hand this ..... day of ....., 20..... .

Take notice that on the hearing of the above information I shall be prepared to receive evidence of the value of the buildings and of the growing crops and cultivation on the lands mentioned in the information.

.....
Magistrate

FORM 5

ORDER FOR DELIVERY OF POSSESSION AND IMPRISONMENT UNDER SECTION 20

REPUBLIC OF TRINIDAD AND TOBAGO

To A.B., Constable ..... and to the Keeper of the ..... [*Place of Imprisonment*].

Whereas an information was on the ..... day of ....., 20..... preferred before me ..... by *C.D.* ..... that *R.J.* is in possession of certain lands belonging to the State, situated in the Ward of ..... and I ..... thereupon issued my summons to the said *R.J.* to appear before me at ..... on the ..... day of ....., 20....., and answer touching the matter of the said information; and whereas the said summons was on the ..... day of ....., 20....., duly served on the said *R.J.* by delivering the same to him personally [*or* by leaving the same at ..... being his usual place of abode, *or* by fixing a copy of the summons on ..... being an open and conspicuous part of the lands mentioned in the said information]; And whereas the said *R.J.* failed to appear before me on the said ..... day of ....., 20..... [*or*, did appear before me but failed to satisfy me that he had any probable claim or pretence of title to such lands]. Now I ..... do hereby order and require you the said constable, taking such force as may be required for the purpose, to enter upon the said lands situated in the Ward of ..... and comprising ..... being the lands mentioned in the said information,

FORM 5—*Continued*

or any part thereof in the name of the whole, and then and there to put the said *R.J.* out of possession of the said lands, and deliver possession of the said lands together with all buildings (if any) thereon, and all crops growing thereon, to the Commissioner of State Lands on behalf of the State. And I do further command you the said constable to apprehend the said *R.J.* and to convey him safely to the [*Place of Imprisonment*] and there to deliver him to the Keeper thereof together with this precept, and I do hereby command you the said [*Keeper of the Place of Imprisonment*] to receive him and there to imprison him and keep him at hard labour for the space of ..... months, to be computed from the day on which he shall be so delivered to your custody, and for your so doing this shall be your sufficient warrant.

Given under my hand at .....this .....day of .....20..... .

.....
Magistrate

FORM 6

ORDER FOR DELIVERY OF POSSESSION UNDER SECTION 21

REPUBLIC OF TRINIDAD AND TOBAGO
To A.B., Constable.

Whereas an information was on the ..... day of ....., 20..... preferred before me the undersigned by *C.D.*, that *I.J.* is in possession of certain lands belonging to the State, situated in the Ward of [*describe situation and extent of the lands according to the information*], and that a petition for the grant of the said lands was made by* [*as the case may be*], but that no part of the purchase money of the said lands has been paid; [*or* that the sum of $ ..... has been paid in part of the purchase money of the said lands, but that the sum of $ ..... being other part of the said purchase money is still in arrear and unpaid]; And I ..... thereupon issued my summons to the said *I.J.* to appear before me at ..... on the ..... day of ....., 20....., and answer touching the matter of the said information;* and whereas the said summons was on the ..... day of ....., 20....., duly served on the said *I.J.* by delivering the same to him personally [*or* by leaving the same at ..... being his usual place of abode, *or* by affixing a copy of the summons on ..... being an open and conspicuous part of the lands mentioned in

the said information], and whereas the said *I.J.* failed to appear before me on the said ..... day of ....., 20..... [*or* did appear before me, but failed to satisfy me that the said sum is not due, and has not paid the said sum so in arrear and unpaid]. Now I ..... do hereby order and require you the said constable, taking such force as may be required for the purpose, to enter the said lands situated in the Ward of ..... and comprising [*describe situation and extent of the lands according to the information*] being the lands mentioned in the said information, or any part thereof in the name of the whole, and then and there to put the said *I.J.* out of possession of the said lands, and to deliver possession of the said lands, together with all buildings thereon, and all crops growing thereon, to the Commissioner on behalf of the State.

.....
Magistrate

[*And where the Magistrate shall make order for the payment of any moneys under section 22, proceed]:*

And I do hereby further order that the sum of ....., which I find to have been paid in part of the purchase money of the lands mentioned in the said information, and (if the Magistrate shall see fit) the further sum of ..... which I find and allow to be the value of the buildings and the growing crops and cultivation on the said lands, be paid by the Commissioner to the said *I.J.* when and as soon as possession of the said lands shall have been given to the said Commissioner.

Given under my hand at ..... , this ..... day of ....., in the year two thousand and ..... .

[*In those cases where the person informed against shall offer to pay the purchase money and the Commissioner shall consent to accept the same, and the purchase money and the costs of the grant and the costs of the information shall be paid—proceed from the asterisk as follows*]:

And whereas the said *I.J.* appeared before me and offered to pay to the Commissioner of ....., the sum of ....., being the sum due in respect of the purchase of the said lands, together with the further sum of ..... for the costs of the grant of the said lands and the sum of ..... allowed by me as the costs of the said information, and the said ..... having consented thereto, the said *I.J.* thereupon paid to the said ..... the said several sums amounting together to the sum of .....

I do hereby order that no further proceeding be had on the said information.

SUBSIDIARY LEGISLATION

6 of 1993.

STATE LANDS (FEES) REGULATIONS

made under section 4

Citation.

1. These Regulations may be cited as the State Lands (Fees) Regulations.

Fees for agricultural agreements.

2. The fees specified in the Schedule shall be paid in respect of the several matters to which they are applicable and shall be payable to the Director of Surveys.

Regulation 2.

SCHEDULE

TABLE OF FEES

	$ ¢.
1. Upon preparation and processing the following short-term agricultural agreements:	
(a) Monthly agreements … … … …	100.00
(b) Yearly agreements … … … …	100.00
(c) Probationary tenancy agreements … …	100.00
2. Upon preparation and processing the following agreements:	
(a) Agreements for the extraction of sand, gravel and other minerals … … … …	200.00
(b) Annual renewal of agreements for the extraction of sand, gravel and other minerals … …	200.00
3. The processing and preparation of curtilage agreements …	100.00
4. The processing of reclamation licences:	
(a) Upon application for a reclamation licence …	250.00
(b) For annual renewal of a reclamation licence …	250.00
5. Upon application for a jetty licence … … …	250.00
6. Upon application for approval of building plans on land that is subject to a State Lease … … … … …	250.00
7. For survey control information:	
(a) Co-ordinates of one horizontal control point …	50.00
(b) Mean sea level high value for one point … …	50.00

TABLE OF FEES—*Continued*

	$ ¢.
8. The grant of consent of the Director of Surveys to the assignment of interests held in lease:	
(a) For an absolute assignment … … …	0.1 per cent of value of land with a minimum fee of $200.00
(b) For an assignment by way of mortgage… …	0.1 per cent of value of land with a minimum fee of $200.00
9. For the processing, preparation and renewal of the following leases:	
(a) Standard agricultural lease … … …	100.00
(b) Residential lease … … … …	200.00
(c) Commercial lease … … … …	500.00
(d) Industrial lease … … … …	500.00
(e) Community organisation and church lease …	200.00
(f) Social club lease … … … …	500.00